

AP/CPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Steven M. BESSETTE

Serial No. 10/014,797

Filed: December 14, 2001



Atty. Ref.: 4380-105

TC/A.U.: 1651

Examiner: Afremova, Vera

For: PESTICIDAL COMPOSITIONS CONTAINING ROSEMARY OIL AND  
WINTERGREEN OIL

\* \* \* \* \*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REQUEST FOR ACKNOWLEDGEMENT AND ACCEPTANCE

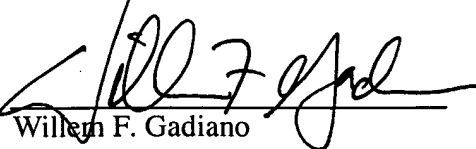
An executed Exclusive Substitute Power of Attorney by Assignee under 37 C.F.R. §§ 1.36, 3.71 and 3.73 was filed on September 11, 2003 (copy attached) requesting that the above-captioned patent application should now be associated with the attorneys of **Customer Number 23117**. We received a Auto-Reply Facsimile Transmission confirmation from the UPSTO's RightFAX system, however, to date, official confirmation of acceptance of the Exclusive Substitute Power of Attorney by Assignee has not been received by the Applicant or undersigned attorney of record. It is respectfully requested that a Notice of Acceptance of the Substitute Power of Attorney be sent to the undersigned as well as an official confirmation that the above-identified Customer Number has been associated with the above-captioned application.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

Date: June 16, 2005

By:

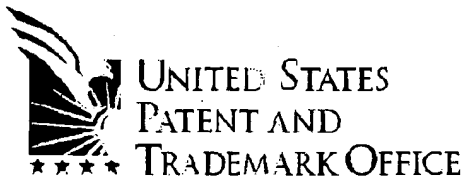
  
Willem F. Gadiano  
Reg. No. 37,136

WFG:ewm  
901 North Glebe Road, 11th Floor  
Arlington, VA 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100

TO:Auto-reply fax to 7038164100 COMPANY:

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Alexandria, VA 22313-1450

Sir:

**EXCLUSIVE SUBSTITUTE POWER OF ATTORNEY**  
**BY ASSIGNER UNDER 37 C.F.R. §§ 1.36, 3.71 AND 3.73**

EcoSmart Technologies, Inc., being the owner of all right, title and interest in the above-identified patent application, hereby revokes all previous powers of attorney in this case, if any, and hereby appoints the attorneys of Customer Number 23117 individually and collectively as its attorneys to receive all correspondence in connection with this application and to transact all business in the Patent and Trademark Office in connection therewith, and with the resulting patent.

EcoSmart Technologies, Inc., also authorizes Nixon & Vanderhye to act and rely solely on instructions communicated from the person, attorney, firm or other organization sending instructions to Nixon & Vanderhye on behalf of the owner.

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EcoSmart Technologies, Inc. being the owner of all rights in

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Serial No. 10/014,797

**Certificate Under 37 C.F.R. §3.73(b)**

EcoSmart Technologies, Inc., a corporation having a place of business at 318 Seaboard Lane, Suite 202, Franklin, Tennessee, states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors to the aforesaid assignee, a copy of the assignment being attached and/or recorded at the United States Patent Office on July 11, 2002 at reel 012252, frame 0478.

The undersigned (whose title is typed below) is empowered to sign this statement on behalf of EcoSmart Technologies, Inc.

**EcoSmart Technologies, Inc.**

September 11, 2003  
Date

By: Steven M. Bessette  
Name: Steven M. Bessette  
Title: President & Chief Executive Officer